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Michael D. McGranahan
Trustee in Bankruptcy
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THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
MODESTO DIVISION

In re:
AVERY, RANDY & WENDY

Debtor(s).

Case No.: 10-91990

DC NO.: MDM-1

Chapter 7

Date: September 22, 2010
Time: 10:30 a.m.
Place: 1200 "I" Street, Ste. 4
Modesto, CA 95354
Judge: Hon: Ronald H. Sargis

MOTION TO ABANDON REAL PROPERTY

TO: THE HONORABLE U.S. BANKRUPTCY JUDGE:

MICHAEL D. McGRANAHAN, the duly qualified and acting Trustee in this case, pursuant to 11 U.S.C. § 554 (a) and Bankruptcy Rule 6007, respectfully represents:

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1134 and § 157 (a). On May 25, 2010, the debtors filed a petition under Chapter 7 and MICHAEL D. McGRANAHAN was appointed as Trustee. On July 29, 2010 the First Meeting of Creditors was held and concluded as an Asset Case.

2. Among the assets which constitute property of the estate is the real property commonly described as:

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

<u>PROPERTY</u>	<u>VALUE</u>	<u>DEBT</u>
Property A	\$174,000	\$293,000

5. The estate would potentially suffer detrimental tax consequences should the Property be foreclosed upon during the pendency of the case.

DATED: August 3, 2010

/s/ Michael D. McGranahan
MICHAEL D. McGRANAHAN
Trustee